



MCOLES

Michigan Commission on Law Enforcement Standards

Commission Resolution 2018-05 Resolution in Opposition to 2018 Senate Bill 924

WHEREAS, the Michigan Commission on Law Enforcement Standards is authorized under Section 11(1)(e) of the Michigan Commission on Law Enforcement Standards Act, MCL 28.611(1)(e), to make recommendations to the Legislature on matters pertaining to qualifications and training of law enforcement officers; and

WHEREAS, Section I. D. of Executive Order 2001-5, MCL 28.621, requires the Commission to focus its activities to accomplish the objective of increasing professionalism in law enforcement; and

WHEREAS, the May 16, 2018 Senate Fiscal Agency Bill Analysis of 2018 Senate Bill 924 states that “the Michigan Commission on Law Enforcement Standards...already licenses and regulates law enforcement officers and private security police officers”; and

WHEREAS, Substitute Bill S-1 for 2018 Senate Bill 924, as presently written, would allow Private Security Police Officers to perform law enforcement functions in a manner detrimental to the professionalism of Michigan law enforcement, due to the following deficiencies:

No affiliation with, or accountability to, any governmental entity;

No adequate description of law enforcement authority;

No statutory definition of the term “premises” which would describe the property on which law enforcement activities will be undertaken;

No standards for training, physical ability, psychological fitness, education, literacy, driving ability, character fitness, or United States Citizenship;

No legal duty to preserve the public peace, as opposed to following the directives of an employer;

No capability for undertaking cooperative law enforcement activities with local, state, and national agencies, including in emergency management conditions;

No required in-service training;

No immunity from tort liability;

No assurance of transparency through compliance with the Freedom of Information Act and the Open Meetings Act; and

Potential violations of Michigan common law and an Opinion of the Attorney General for law enforcement activities undertaken on public property;

THEREFORE, BE IT RESOLVED THAT the Michigan Commission on Law Enforcement Standards opposes 2018 Senate Bill 924 as presently written.

Adopted by the Michigan Commission on Law Enforcement Standards on June 13, 2018.



Michael Wendling, Chair